

**PHYSICAL THERAPY BOARD OF CALIFORNIA****Consumer Protection Services Program**

1418 HOWE AVENUE, SUITE 16, SACRAMENTO, CA 95825-3204  
TELEPHONE (916) 561-8200 FAX (916) 263-2560 TOLL FREE 1-800-832-2251  
INTERNET <http://www.ptb.ca.gov>  
EMAIL [cps@dca.ca.gov](mailto:cps@dca.ca.gov)

November 4, 2005

Citation No. 05-06-0149

Manuel Navalon  
Eight Elements West  
6830 La Jolla Blvd Suite 201  
La Jolla CA 92037

**CITATION**

Investigation of a complaint submitted revealed actions taken by you which violate sections of the law regulating the practice of physical therapy.

A Citation is hereby issued to you in accordance with Section 125.9 of the Business and Professions Code for the violations described below.

**FIRST CAUSE FOR CITATION**

*False or misleading advertising*

1. Business & Professions Code Section 2271

Unlicensed person is subject to an administrative citation for violation of 2271 of the code in that you are advertising your specialties in physical therapy in violation of Section 17500.

**SECOND CAUSE FOR CITATION**

*License Required*

2. Business & Professions Code Section 2630

Unlicensed person is subject to an administrative citation for violation of 2630 of the code in that you state you are a physical therapist on the Eight Element West website. You must hold a valid, unexpired and unrevoked license issued by the State of California.

### THIRD CAUSE FOR CITATION

#### *Use of Physical Therapy*

#### 3. Business & Professions Code Section 2633

Unlicensed person is subject to an administrative citation for violation of 2633 of the code in that you are advertising on the Internet that you are a physical therapist. On or about August 5, 2005, your bio under the Eight Elements West website list you as "PHYSICAL THERAPY/Massage," with Specialities listed: Physical Therapy, etc. On or about October 21, 2005, again the information was listed as above.

### ORDER

Further, **you are ordered to pay a fine of \$ 250.00** to the Physical Therapy Board of California within 30 days after receipt of this Citation.

If you wish to contest all or any part of this Citation, complete the enclosed "Notice of Appeal - Request for Informal Conference" form and return it to this office within 10 days after receipt of this Citation. The date indicated on the order of abatement will be held in abeyance only for any violation(s) you wish to contest. The time to correct all uncontested violations will be adhered to as specified. In the alternative, you may, within 30 days after receipt of this Citation, request a formal administrative hearing before an administrative law judge under the Administrative Procedure Act.

**FAILURE TO RETURN THE REQUEST FOR INFORMAL CONFERENCE FORM OR TO REQUEST AN ADMINISTRATIVE HEARING WITHIN THE TIME INDICATED WILL CONSTITUTE A WAIVER OF YOUR RIGHT TO ADMINISTRATIVELY CONTEST OR APPEAL THIS CITATION.**

Administrative Fine

**\$250.00**

November 4, 2005

\_\_\_\_\_  
Date

Original Signed By:

\_\_\_\_\_  
STEVEN K. HARTZELL  
Executive Officer

**PHYSICAL THERAPY BOARD OF CALIFORNIA****Consumer Protection Services Program**

1418 HOWE AVENUE, SUITE 16, SACRAMENTO, CA 95825-3204  
TELEPHONE (916) 561-8200 FAX (916) 263-2560 TOLL FREE 1-800-832-2251  
INTERNET <http://www.ptb.ca.gov>  
EMAIL [cps@dca.ca.gov](mailto:cps@dca.ca.gov)

**ORDER OF ABATEMENT**

November 4, 2005

Citation Against: Manuel NavalonCitation No. 05-06-0149Item No. 1

Violations: Section 2271, 2630 &amp; 2633 of the Business &amp; Professions Code.

Description:

**2271.** Any advertising in violation of Section 17500, relating to false or misleading advertising, constitutes unprofessional conduct.

**2630.** It is unlawful for any person or persons to practice, or offer to practice, physical therapy in this state for compensation received or expected, or to hold himself or herself out as a physical therapist, unless at the time of so doing the person holds a valid, unexpired, and unrevoked license issued under this chapter...

**2633.** A person holding a license as a physical therapist issued by the board may use the title "physical therapist" or the letters "P.T." or any other words, letters or figures which indicate that the person using same is a licensed physical therapist. No other person shall be so designated or shall use the term licensed or registered physical therapist, licensed or registered physiotherapist, licensed or registered physical therapy technician, or letters "L.P.T.," "R.P.T.," or "P.T.". The license as a physical therapist shall not authorize the use of the prefix "Dr.," the word "doctor," or any suffix or affix indicating or implying that the licensed person is a doctor or a physician or surgeon.

Notwithstanding this section, a licentiate of this chapter may use an initial or other suffix indicating possession of a specific academic degree earned at, and issued by, an institution accredited by the Western Association of Schools and Colleges or any accrediting agency recognized by the National Commission on Accrediting or the United States Department of Education which the board determines is equivalent, except that the initials "M.D." shall not be used unless the licentiate is licensed as a physician and surgeon in this state.

Order of Correction

You are hereby ordered to abate this violation immediately and to cease and desist from further violation.

Failure to comply with the provisions of this Citation and Order of Abatement within 30 days of receipt may result in further legal action.